



U.S. Department of Justice
Federal Bureau of Prisons
North Central Regional Office

Office of the Regional Counsel

*400 State Avenue
Tower II, Suite 800
Kansas City, KS 66101*

July 19, 2019

CJ Ciaramella
MuckRock News
DEPT MR 60034
411A Highland Ave.
Somerville, MA 02144

Re: Information Request No. 2019-04801
Frederick Turner

Dear Requester:

This is in response to your information request. Specifically, you request a copy of the medical file, FOIA exempt file, any records regarding his death and any requests for transfer regarding Frederick Turner.

The Attorney General has exempted the Bureau of Prisons from certain provisions of the Privacy Act of 1974, Title 5 U.S.C. Section 552a(j). Therefore, all material granted, excised from documents, or denied herein has been processed under the authority of an alternative means of access, which is part of said exemption. The exemption, including the alternative means of access, is set forth in Title 28 Code of Federal Regulations, Section 16.97. Accordingly, access rights are limited to those provided by the non-exempted portions of the Privacy Act of 1974 and the Freedom of Information Act, Title 5 U.S.C. Section 552 and as implemented by Title 28 Code of Federal Regulations, Part 16, Subpart A and D. The procedures established for use by the Bureau of Prisons are outlined in Program Statement 1351.05, Release of Information, and Program Statement 5800.11, Inmate Central File, Privacy Folder and Parole Commission File.

In response to your request, records are not releasable to you at this time. There is a case still pending. You may re-submit your FOIA request after the investigation has concluded.

Pursuant to the Freedom of Information Act, 5 U.S.C. 552(b)(2)-(7), records are exempt from disclosure to you under the following exemption:

(b)(7)(A) - concerns records or information compiled for law enforcement purposes the release of which could reasonably be expected to interfere with enforcement proceedings

If you are not satisfied with my response to this request, you may administratively appeal by writing to the Director, Office of Information Policy (OIP), United States Department of Justice, Suite 11050, 1425 New York Avenue, NW, Washington, DC 20530-0001, or you may submit an appeal through OIP's FOIAonline portal by creating an account at: <https://foiaonline.regulations.gov/foia/action/public/home>. Your appeal must be postmarked or electronically transmitted within 90 days of the date of my response to your request. If you submit your appeal by mail, both the letter and the envelope should be clearly marked "Freedom of Information Act Appeal." Additionally, you have the right to seek dispute resolution services from BOP's FOIA Public Liaison, Mr. C. Darnell Stroble (202) 616-7750 or the Office of Government Information Services (OGIS). OGIS offers mediation services to resolve disputes between FOIA requesters and Federal agencies as a non-exclusive alternative to litigation. Using OGIS services does not affect your right to pursue litigation. The contact information for OGIS is as follows: Office of Government Information Services, National Archives and Records Administration, Room 2510, 8601 Adelphi Road, College Park, Maryland 20740-6001; e-mail at ogis@nara.gov; telephone at (202) 741-5770; toll free at 1-877-684-6448; or facsimile at (202) 741-5769.

Sincerely,

E. Fenstermaker
for

Richard M. Winter
Regional Counsel